

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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MARLON CASTRO, OCTAVIO RANGEL, MARTIN
VASQUEZ, ALFREDO MARTINEZ, RODOLFO
MENDEZ, GERARDO ANGULO, JUAN MARTINEZ,
JOSE CERVANTES, SERGIO SANCHEZ, ISRAEL
SANCHEZ, MARTINE PEREZ, GUILLERMOMENDOZA,
OMAR CASTILLO and AMANDO MARTINEZ,
individually and on behalf of others similarly situated,

Plaintiffs,

-against-

SPICE PLACE, INC., SPICE AVE., INC., BANGKOK
PALACE II, INC., SPICE CITY, INC., SPICE WEST, INC.,
KITLEN MANAGEMENT, KITTIGRON LIRTPANARUK
and YONGYUT LIMLEARTVATE,

Defendants.

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07 CV 4657 (RWS)

**AFFIRMATION IN
SUPPORT OF
DEFENDANTS'
MOTION TO CONDUCT
DISCOVERY AT THE
APPROPRIATE TIME, IF
DISCOVERY IS
NECESSARY AT ALL**

AFFIRMATION

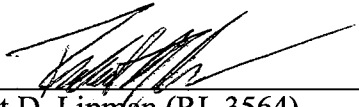
Robert D. Lipman, an attorney duly admitted to practice in the State of New York,
and aware of the penalties for perjury, affirms the truth of the following:

1. I am a member of the law firm of Lipman & Plesur, LLP, co-counsel for
defendants, and as such I am fully familiar with the prior proceedings in this matter.

2. This Affirmation is submitted in support of Defendants' Motion To
Conduct Discovery At The Appropriate Time, If Discovery Is Necessary At All.

3. Defendants have provided the New York State Attorney General ("OAG")
with what I estimate to be tens of thousands of documents. The vast majority of these documents
include information about non-plaintiffs as well as defendants' confidential financial
information. I have spoken with Joshua Pepper, Assistant Attorney General, who informed me
that counsel for plaintiffs wants all of these documents. Mr. Pepper's correspondence regarding
plaintiffs request that the OAG to produce "documents that the Attorney General obtained from
the defendants" is attached as Exhibit A.

Dated: Jericho, New York
July 23, 2008

By: 
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